

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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USDC SDNY  
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DATE FILED: MAY 27 2014

UNITED STATES OF AMERICA : NOLLE PROSEQUI  
  
-v.- : S1 13 Cr. 31 (KBF)  
  
MARIA BAUTISTA-PENA, :  
a/k/a "Maricruz," :  
 :  
Defendant. :  
 :  
- - - - - x

1. The filing of this nolle prosequi will dispose of this case with respect to the defendant MARIA BAUTISTA-PENA, a/k/a "Maricruz."

2. On May 23, 2013, MARIA BAUTISTA-PENA, a/k/a "Maricruz," was charged in Superseding Indictment S1 13 Cr. 31 (KBF) with participation in a conspiracy to violate Title 18 United States Code, Section 1952, in violation of Title 18, United States Code, Section 371.

3. On January 28, 2014, the defendant MARIA BAUTISTA-PENA, a/k/a "Maricruz," and the Government entered into a deferred prosecution agreement. Pursuant to the terms of the agreement, BAUTISTA-PENA agreed to comply with specific terms set forth therein for a period of three months. The Government agreed that, if BAUTISTA-PENA complied with such terms, no further prosecution would be instituted against BAUTISTA-PENA for the offense described above.

4. On or about May 5, 2014, the Government received a written report from the United States Pretrial Services Office indicating that the defendant MARIA BAUTISTA-PENA, a/k/a "Maricruz," had complied with all of the terms of her deferred prosecution agreement for the stipulated period.

5. In light of the foregoing, we recommend that an order of nolle prosequi be filed as to the defendant MARIA BAUTISTA-PENA, a/k/a "Maricruz," with respect to Indictment S1 13 Cr. 31 (KBF).



REBECCA MERMELSTEIN

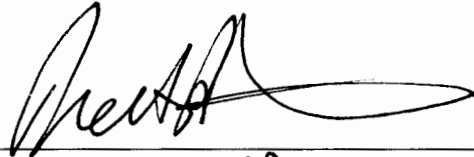
AMANDA KRAMER

Assistant United States Attorney

(212) 637-2360/2478

Dated: New York, New York  
May 5, 2014

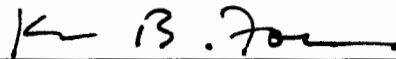
Upon the foregoing recommendation, I hereby direct, with leave of the Court, that an order of nolle prosequi be filed as to defendant MARIA BAUTISTA-PENA, a/k/a "Maricruz," with respect to Indictment S1 13 Cr. 31 (KBF).



PREET BHARARA *JB*  
United States Attorney  
Southern District of New York

Dated: New York, New York  
May 22, 2014

SO ORDERED:



HON. KATHERINE B. FORREST  
United States District Judge  
Southern District of New York

Dated: New York, New York  
May 27, 2014